

RECEIVED
CENTRAL FAX CENTER

OCT 20 2009

Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (previously presented) A resin-coated metal sheet comprising: a metal sheet; a lower resin layer containing a copolyalkylene terephthalate containing 1 to 10% by mole of aromatic dicarboxylic acid having metal sulfonate group and terephthalic acid as the dicarboxylic acid component, formed on at least one side of the metal sheet; and an upper resin layer containing a copolyester derived from a diol component composed of 1 to 10% by mole of a diol derivative of alicyclic compound and 99 to 90% by mole of ethylene glycol, with a dicarboxylic acid component consisting of terephthalic acid, formed on the lower resin layer, the sum of a cyclic trimer of alkylene terephthalate being contained in the upper resin layer and the lower resin layer being 0.9% or less by mass.

2. (original) The resin-coated metal sheet according to claim 1, wherein the diol derivative of alicyclic compound is a diol derivative of cycloparaffin.

3. (original) The resin-coated metal sheet according to claim 2, wherein the diol derivative of cycloparaffin is 1,4-cyclohexanedimethanol.

Claim 4 (canceled)

5. (original) The resin-coated metal sheet according to claim 1, wherein the thickness of the lower resin layer is in a range from 0.5 to 5 μm .

6. (original) The resin-coated metal sheet according to claim 1, wherein the plane orientation factor of the upper resin layer is in a range from 0.01 to 0.05.

7. (original) The resin-coated metal sheet according to claim 1, wherein each of the upper resin layer and the lower resin layer is a biaxially stretched polyester film having the crystal size on the (100) plane in a range from 6 to 8 nm, determined by X-ray diffractometry.

8. (original) The resin-coated metal sheet according to claim 1, further comprising a third resin layer containing a polyester containing any of 0.1 to 2% by mass of wax and 0.1 to

5% by mass of olefin resin, formed on the metal sheet on opposite side to the side of the upper and the lower resin layers.

9. (original) The resin-coated metal sheet according to claim 8, wherein the plane orientation factor of the third resin layer is in a range from 0.02 to 0.06.

10. (previously presented) The resin-coated metal sheet according to claim 8, wherein the third resin layer is a biaxially stretched polyphthalate ester which has the relaxation time $T_{1\rho}$ of 150 msec or more at 1,4 position carbons of benzene ring, determined by structural analysis of solid high resolution NMR.

11. (original) The resin-coated metal sheet according to claim 10, wherein the zone in the third resin layer having 0.02 or smaller double refractive index is a zone less than 5 μm of depth from the interface with the metal sheet.

12. (currently amended) The resin-coated metal sheet according to any one of claims 1 to 3 and 5 to 11, wherein at least one layer selected from the group consisting of the upper

resin layer, the lower resin layer, and the third resin layer contains a coloring matter.

13. (original) The resin-coated metal sheet according to claim 12, wherein the coloring matter is a dis-azo organic pigment.

14. (currently amended) A resin-coated metal sheet for container, comprising a metal sheet and a resin layer containing a polyester as the main component, being formed on at least one side of the metal sheet, the resin layer being an accumulated resin layer having an upper layer and a lower layer contacting the metal sheet, the upper layer of the resin layer being formed by a polyester containing a dicarboxylic acid component mainly composed of terephthalic acid and a glycol component mainly composed of ethylene glycol and 1,4-cyclohexanedimethanol, while the content of the 1,4-cyclohexanedimethanol in the total glycol component being in a range from 1 to 10% by mole, the lower layer of the resin layer being formed by a copolyalkylene terephthalate containing 1 to 10% by mole of aromatic dicarboxylic acid having metal sulfonate group and terephthalic acid as the dicarboxylic acid component ~~hydrophilic copolyester~~, and the content of

oligomer in the accumulated resin being in a range from 0.3 to 0.9% by mass.